Attorney Docket No.: 40146/25901
Ref. No.: 1593

REMARKS

I. INTRODUCTION

Claims 1, 3-9, 11-16 and 21-22 are pending in the present application. Applicants thank the Examiner for indicating that claims 1, 3-9 and 11-16 are allowable. However, in view of the following remarks, it is respectfully submitted that all of the pending claims are allowable.

II. CLAIM REJECTIONS – 35 U.S.C. § 103(a)

Claims 21-22 stand rejected under 35 U.S.C. § 103(a) as unpatentable over U.S. Patent Pub. 2005/0096068 to Bahl et al. (hereinafter "Bahl") in view of well-known prior art. (*See* 7/2/07 Office Action, pp. 2-3.) The Examiner concedes that Bahl fails to disclose "wherein the mobile unit has a processor that can periodically power the device on and off at selected time intervals." (*See* 7/2/07 Office Action, p. 2.) However, the Examiner contends that such a feature is well-known in the art and takes official notice of such knowledge. (*See id.*, p. 3.)

Claim 21 recites "[a] mobile unit, comprising: *a radio unit arranged to receive reference signals using only a first selected channel*; and a processor having a database arranged to power up said radio unit at selected time intervals, determine received signal strengths of said reference signals received on said first selected channel, generate data representing said received signal strengths, determine location data by comparing said signal strength data to said database, store said location and thereafter power down said radio unit." Bahl contains a discussion regarding a method of locating a mobile personal computer 78, but contains no disclosure regarding the use of a specific selected wireless communication channel. (*See* Bahl, ¶¶ [0027]-[0030].) Claim 21, in contrast, specifically recites "a radio unit arranged to receive reference signals *using only a first selected channel*." Because Bahl contains no such disclosure, Applicants respectfully submit that this rejection should be withdrawn.

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Claim 22 recites "[a] mobile unit, comprising: *a radio unit arranged to receive reference signals using only a first selected channel and to transmit data using at least one other data communications channel different from said first selected channel*; and a processor having a database arranged to power up said radio unit at selected time intervals, determine received signal strengths of said reference signals received on said first selected channel, generate data representing said received signal strengths, determine location data by comparing said signal strength data to said database, *transmit said location data using said communications channel* and thereafter power down said radio unit." As discussed above with reference to claim 21, Bahl contains no disclosure regarding the use of a specific selected wireless communications channel. (*See* Bahl, ¶¶ [0027]-[0030].) Further, Bahl contains no disclosure regarding the use of another communications channel different from the first channel to transmit data. (*See id.*) Accordingly, Applicants respectfully submit that this rejection should be withdrawn.

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CONCLUSION

It is therefore respectfully submitted that all of the presently pending claims are allowable. All issues raised by the Examiner having been addressed, an early and favorable action on the merits is earnestly solicited.

Respectfully submitted,

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